

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE ANTONIO LOPEZ-VERDUGO,

Defendant.

2:18-CR-391-KJD-VCF

Final Order of Forfeiture

The United States District Court for the District of Nevada entered a Preliminary Order of Forfeiture pursuant to Fed. R. Crim. P. 32.2(b)(1) and (b)(2) ; 18 U.S.C. § 981(a)(1)(C) with 28 U.S.C. § 2461(c); 21 U.S.C. § 853(a)(1); 21 U.S.C. § 853(a)(2); 21 U.S.C. § 853(p); and 21 U.S.C. § 881(a)(6) with 28 U.S.C. § 2461(c) based upon the plea of guilty by Jose Antonio Lopez-Verdugo to the criminal offenses, forfeiting the property and imposing an in personam criminal forfeiture money judgment set forth in the Plea Agreement, the Stipulation to Modify the Plea Agreement, and the Forfeiture Allegation of the Superseding Criminal Information and shown by the United States to have the requisite nexus to the offenses to which Jose Antonio Lopez-Verdugo pled guilty. Superseding Criminal Information, ECF No. 44; Plea Agreement, ECF No. 46; Stipulation to Modify the Plea Agreement, ECF No. 51; Preliminary Order of Forfeiture, ECF No. 52.

This Court finds that the United States may amend this order at any time to add subsequently located property or substitute property to the forfeiture order pursuant to Fed. R. Crim. P. 32.2(b)(2)(C) and 32.2(e).

The in personam criminal forfeiture money judgment amount of \$59,500 complies with *Honeycutt v. United States*, 137 S. Ct. 1626 (2017).

1 This Court finds the United States published the notice of forfeiture in accordance
2 with the law via the official government internet forfeiture site, www.forfeiture.gov,
3 consecutively from February 4, 2020, through March 4, 2020, notifying all potential third
4 parties of their right to petition the Court. Notice of Filing Proof of Publication, ECF No.
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6 This Court finds the United States notified known third parties by personal service
7 of their right to petition the Court. Notice of Filing Service of Process – Personal Service,
8 ECF No. 61.

9 On February 24, 2020, the U.S. Immigration and Customs Enforcement attempted
10 to personally serve Ruth Elizabeth Mesa with copies of the Preliminary Order of Forfeiture
11 and the Notice, but was unable to locate her. Notice of Filing Service of Process – Personal
12 Service, ECF No. 61.

13 This Court finds no petition was filed herein by or on behalf of any person or entity
14 and the time for filing such petitions and claims has expired.

15 This Court finds no petitions are pending with regard to the property named herein
16 and the time for presenting such petitions has expired.

17 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that
18 all possessory rights, ownership rights, and all rights, titles, and interests in the property
19 hereinafter described are condemned, forfeited, and vested in the United States: \$19,104
20 (property); and

21 that the United States recover from Jose Antonio Lopez-Verdugo the in personam
22 criminal forfeiture money judgment of \$59,500, and that the property will be applied
23 toward the payment of the money judgment; and

24 the forfeiture of the money judgment and the property is imposed pursuant to Fed.
25 R. Crim. P. 32.2(b)(4)(A) and (b)(4)(B); Fed. R. Crim. P. 32.2(c)(2); 18 U.S.C. §
26 981(a)(1)(C) with 28 U.S.C. § 2461(c); 21 U.S.C. § 853(a)(1); 21 U.S.C. § 853(a)(2); 21
27 U.S.C. § 853(n)(7); 21 U.S.C. 853(p); and 21 U.S.C. § 881(a)(6) with 28 U.S.C. § 2461(c)

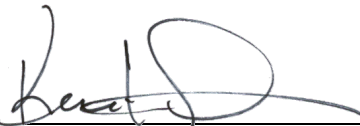
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1 and that the money judgment shall be collected; and that the property and the collected
2 amount shall be disposed of according to law.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any and all
4 forfeited funds, including but not limited to, currency, currency equivalents, certificates of
5 deposit, as well as any income derived as a result of the government's management of any
6 property forfeited herein, and the proceeds from the sale of any forfeited property shall be
7 disposed of according to law.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
9 copies of this Order to all counsel of record and three certified copies to the United States
10 Attorney's Office, Attention Asset Forfeiture Unit.

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12 DATED April 16, 2020.

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16 HONORABLE KENT J. DAWSON
17 UNITED STATES DISTRICT JUDGE
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